

## **IP Section Licensing Committee Meeting**

**Thursday, August 2, 2007, 12:00 p.m. -- 1:00 p.m.**

### **MINUTES**

**PARTICIPANTS:** Kevin DeBré (Chair; [kdebre@biztechlaw.com](mailto:kdebre@biztechlaw.com)), Tim Conner, Jenny Cox (Ex. Com. Liaison), Jeff Craft, Christine Kopitzke, Jim MacDonald, Allison Malin, David Morales, Matt Neco, James Roberts, Steve Sereboff, Jane Song, Tom Speiss (Vice Chair; [tspeiss@bakerlaw.com](mailto:tspeiss@bakerlaw.com)), and Jim Wright.

#### **I. Introduction**

Kevin DeBré briefly introduced the Committee and each person identified themselves.

#### **II. Items Discussed**

The items discussed during this meeting included: (1) the creation of a contract forms library; (2) the development of a speakers list; and (3) suggested topics for future licensing seminars, including open source licensing, DRM licensing issues, and the licensing track for the upcoming Trademark Office Comes to California.

##### **1. Forms Library**

The Committee discussed the creation of a licensing "forms library" consisting of sample agreements and other documents contributed by Committee members. We agreed to discuss the details of this idea during our next call, including what form of license would be needed to use a form (*e.g.*, Creative Commons, no license). We would then present the idea to the Executive Committee for consideration of how the library can be made available to IP Section members. James Roberts volunteered to assist with the creation of this forms library. He can be reached at [jcr@praxisllp.com](mailto:jcr@praxisllp.com).

##### **2. Speakers' List**

Kevin DeBré led the discussion concerning the creation of a speakers' list, and provided the Committee with an update concerning the discussion during last weekend's IP Section Executive Committee Long-Range Planning Retreat. Mr. DeBré stated that the Executive Committee discussed compiling a list of speakers from past seminars and lectures, as a first step. Mr. DeBré suggested that a second list, for internal distribution within the Committee only, could be created comprising speakers who would like to be considered for future seminars and speaking opportunities. Because use of State Bar resources for self-promotion is prohibited, this second list cannot be posted on the Licensing Committee's Web

page as had been proposed initially. Mr. DeBré asked Committee members to email him if they want to be included in either or both speakers lists.

### **3. Future Licensing Seminars**

There are opportunities for Committee members to work with other IP Section committees and with the Executive Committee to coordinate licensing tracks for currently planned seminars, and to plan new seminars. The Committee discussed suggestions for seminars on open source licensing and DRM licensing issues and Jenny Cox suggested that these topics might fit well with the 2008 IP and the Internet seminar scheduled for December '08. If you are interested in speaking or helping to produce a session on licensing for this seminar, please contact either Matt Neco, Copyright Committee Chair, at [matthew.neco@gmail.com](mailto:matthew.neco@gmail.com), or Mickey Krieger, Computer Law Committee Chair, at [mkrieger239@earthlink.net](mailto:mkrieger239@earthlink.net).

Tom Speiss discussed the 2008 "Trademark Office Comes to California" conference, which is planned for 2008 in Los Angeles (April 7) and in San Francisco (April 9), and the licensing track that is planned. Mr. Speiss requested that members interested in speaking or leading a panel discussion to contact him at [tspeiss@bakerlaw.com](mailto:tspeiss@bakerlaw.com) or (213) 975-1631.

### **III. Discussion: Enforcing Licensed IP: Do Licensees Have a Leg to Stand On?**

Jeff Craft, a shareholder at the Westlake Village office of Jackson, DeMarco, Tidus, Petersen & Peckenpaugh, gave a presentation on a licensee's right to enforce licensed intellectual property rights. Mr. Craft has been involved in all aspects of the protection of intellectual property, since 1981, with an emphasis on intellectual property litigation, as well as client counseling and the preparation and prosecution of patent and trademark applications. Materials, including case citations, relating to Mr. Craft's presentation will be posted on the Licensing Committee's Web page.

### **IV. Monthly Committee Conference Calls**

The next monthly conference call will take place on Thursday, September 6, 2007, from 8:30 a.m. to 9:30 a.m. Nader Mousavi, a partner at WilmerHale in Palo Alto and a member of the firm's Technology Transactions and Licensing Group, will speak on "University Licensing."

**Meeting adjourned.**